

**APPLICATION FOR
CLEAN WATER ACT §401 WATER QUALITY CERTIFICATION
AND/OR WASTE DISCHARGE REQUIREMENTS FOR
PROJECTS INVOLVING DISCHARGE OF DREDGED AND/OR FILL MATERIAL
TO WATERS OF THE U.S. AND/OR WATERS OF THE STATE**

California Regional Water Quality Control Board, Lahontan Region

For projects north of Conway Summit on H 395

(north of Mono Lake):

2501 Lake Tahoe Boulevard
South Lake Tahoe, CA 96150
(530) 542-5400

For projects south of Conway Summit on H 395:

14440 Civic Drive, Suite 200
Victorville, CA 92392
(760) 241-6583

IMPORTANT: Please complete this form using the attached guidance document. If this application form is not complete, action on your application may be delayed and/or certification may be denied.

Complete information must be typed or printed clearly within this application. When necessary, attach additional sheets to supplement information provided within the form. Supplemental documents attached must be specifically referenced (by page number) within the application and indexed.

This application form replaces:

- The Application for Clean Water Act Section 401 Water Quality Certification for the Lahontan Region for dredged and/or fill discharges to waters of the United States.

This application form can also function as:

- The Notice of Intent (NOI) to Comply with the Terms of the General Waste Discharge Requirements (GWDR) for Minor Streambed/Lakebed Alteration Projects Excluding the Lake Tahoe Hydrologic Unit, Order No. R6T-2003-0004, for dredged and/or fill discharges to solely waters of the State (waters deemed by the U.S. Army Corps of Engineers to be outside of federal jurisdiction) that are greater than two-tenths of an acre, 400 linear feet of stream bank or shoreline, and 50 cubic yards of dredged material. For proposed dredged and/or fill discharges to waters of the State that do not exceed the above measurements, use only the NOI form for State Board Order No. 2004-0004-DWQ, which is located on the State Water Resources Control Board's website at:
<http://www.waterboards.ca.gov/resdec/wqorders/2004/wqo/wqo2004-0004.pdf>.

1. APPLICANT/AGENT INFORMATION

Applicant (include contact name):	Agent (if applicable):
Mailing Address:	Mailing Address:
Phone No.	Phone No.
Fax No.	Fax No.
E-mail Address:	E-mail Address:

Have you previously contacted the staff of the State Water Resources Control Board or California Regional Water Quality Control Board, Lahontan Region, regarding this project?

☐ No

☐ Yes (complete boxes below)

Staff contacted:
Date contacted:
Summary of subject matter:

2. STATEMENT OF AUTHORIZATION

I hereby authorize _____ to act in my behalf as my agent in the processing of this application, and to furnish upon request, supplemental information in support of this permit application.

Applicant's Signature

Date

3. PROJECT DESCRIPTION

Project Name or Title:

Project Location:

Street Address (if applicable):	
City (or nearest municipality):	
County:	
Parcel Number(s) (if applicable):	
Directions to access site:	
Latitude and Longitude:	
Other locating information:	

☐ Check box if you have attached a topographic map and site map of suitable quality and detail that clearly indicates the regional location of the project area and the location existing waters on-site or in proximity to the site, 1:24K or equivalent).

Project Purpose:

Project Description (Please see checklist within guidance document for assistance on what information to include. Attach additional pages as necessary.)

Total Project Size (in acres):
Site description of the entire project area:
Proposed Schedule (start-up, duration, and completion dates):

4. EXISTING WATERS (STATE and/or U.S.) WITHIN PROJECT AREA:

TYPE OF WATERBODY (i.e., wetland, lake, ephemeral/intermittent/perennial stream)	NAME OF WATERBODY	ENTIRE PROJECT AREA (in square feet or acres)	AREA OF WATERS WITHIN PROJECT AREA (in square feet or acres)	LINEAR FEET OF WATERS WITHIN PROJECT AREA
1.				
2.				
3.				
4.				

5. DELINEATION INFORMATION (Include a copy of the Delineation Report):

Name of person delineating extent of waters of U.S. and/or waters of the State:	Date(s) of delineation (attach delineation worksheets):
Title:	Date of verification from the U.S. Army Corps of Engineers:
Affiliation and Statement of Qualifications:	If a delineation has been verified by the U.S. Army Corps of Engineers, please submit the verification letter as well as a verified delineation map. If the Corps did not assume jurisdiction of the waters of the State within the project area, please submit the denial letter. If these documents are not available, please submit any supporting documentation (e.g., e-mail records or records of Corps staff contact).

6. DREDGING AND/OR FILL INFORMATION: (The following must be completed for each proposed action where fill or other material will be temporarily or permanently discharged to a wetland or other waterbody, and where material will be dredged from a waterway. Temporary fill discharge includes any temporary disturbance to wetland or waterbody.)

TYPE & NAME OF WATERBODY	FILL and/or DREDGE VOLUME (CY) AND TYPE (i.e., rip rap)	FILL and/or DREDGE SURFACE AREA (acreage or square feet)	LENGTH of FILL and/or DREDGE (in linear feet)	TYPE OF IMPACT (Temporary or Permanent)
<input type="checkbox"/> Clearly indicate on a map of suitable detail, quality, and scale (1:24K or equivalent) to allow the certifying agency to easily identify the area(s), name(s), and type(s) of water body(ies) proposed to be filled, dredged, or otherwise impacted.				

7. IMPACT AVOIDANCE

AVOIDANCE OF DIRECT IMPACTS (Describe efforts to avoid and minimize direct impacts to waterbodies within the project area. See checklist within guidance document for assistance on what information to include.)

8. COMPENSATORY MITIGATION

Is compensatory mitigation proposed? Please see checklist within guidance document for assistance on what information to include.

☐ **Yes** (complete boxes below)☐ **No** (skip to next section)

Goals of Mitigation:
Proposed Mitigation Site:

Implementation Plan:
Expected Construction Completion Date for Mitigation:
Monitoring Plan:
Success Criteria:
Contact Information for person or organization monitoring and determining completion of mitigation: <div style="display: flex; justify-content: space-between;"> <div> Name: Address: </div> <div> Phone: Fax: Email: </div> </div>

9. FEDERAL PERMIT(S) APPLIED FOR OR ISSUED (i.e., Army Corps of Engineers Clean Water Act Section 404 Permit – Individual or Nationwide)

AGENCY & CONTACT INFO	PERMIT TITLE	FILE DATE	FILE NUMBER (if known)	PERMIT TYPE (if known, i.e. Nationwide Permit Number(s), Regional General Permit No.(s), or Individual Permit)

Provide copies of the permit application(s) and name(s) of staff contacts within each agency.

10. STATE LICENSE(S), PERMIT(S) OR AGREEMENT(S) APPLIED FOR OR ISSUED

(Please list all other required license(s), permit(s), or agreement(s), including local regulatory approvals, submit final or draft copy if available. Include information on any de-watering, NPDES, storm water permits, or Streambed or Lakebed Alteration Agreements).

AGENCY & CONTACT INFO	LICENSE, PERMIT, or AGREEMENT	PERMIT NUMBER	APPROVAL DATE

Does the project involve more than one acre of land disturbance and thus require an NPDES Storm Water Permit?

☐ Yes ☐ No

Has a Storm Water Pollution Prevention Plan been prepared?

☐ Yes (include copy) ☐ No

11. CALIFORNIA ENVIRONMENTAL QUALITY ACT (CEQA) COMPLIANCE

If available, submittal of completed, approved and/or signed CEQA documentation is required. (Public Resources Code 21000 et. seq.)

CEQA DOCUMENT TYPE (Environmental Impact Report, Negative Declaration, etc.)

LEAD AGENCY INFORMATION

STATE CLEARINGHOUSE NUMBER

STATUS (pending, complete, etc.)

DATE CERTIFIED

12. THREATENED/ENDANGERED SPECIES

Please attach all Biological Assessments, Surveys, Formal Consultation Determination letters, and Mitigation Proposals as necessary. If you have attached additional documentation, please cite here and index them within the application package: _____

Is coordination with the US Fish and Wildlife Service or National Marine Fisheries Service required for this project according to the Federal Endangered Species Act?

☐ Yes (provide copy of Biological Report)

☐ No (explain basis of determination below)

Is coordination with the State of California Department of Fish and Game required for this project according to the California Endangered Species Act?

☐ Yes (provide copy of Biological Report)

☐ No (explain basis of determination below)

13. APPLICATION FEE

Provide an initial fee deposit of \$500.00 with the application. Please make the check payable to the State Water Resources Control Board.

Is a check enclosed?

☐ Yes: Check Number: _____, Amount: _____,

☐ No (explain why no application fee has been submitted below)

14. NON-COMPENSATORY MITIGATION (Required for all construction projects and projects which impact waters of the U.S. or waters of the State. Attach additional sheets if necessary.)

EROSION AND SEDIMENT CONTROL AND STORM WATER TREATMENT MEASURES

SUMMARY OF SOURCE CONTROL MEASURES

15. PAST/FUTURE PROPOSALS BY THE APPLICANT

Briefly list/describe any projects carried out in the last 5 years or planned for implementation in the next 5 years that are in any way related to the proposed activity or may impact the same receiving body of water. Include estimated adverse impacts.

16. HAS ANY PORTION OF THE WORK BEEN INITIATED?

- ☐ No work within waters of the State and or U.S. has occurred.
- ☐ Yes. Describe the initiated work within waters of the State and/or U.S., and explain why it was initiated prior to obtaining a permit. Indicate whether any enforcement action has been taken by any government agency. Attach additional pages as necessary.

17. CERTIFICATION

The person certifying this application must meet one of the following descriptions and be acting on behalf of the applicant listed in Item 1.

- ☐ I certify that I am the owner of property on which proposed project would occur.
- ☐ I certify that I am the duly authorized agent for the owner and applicant for the proposed project.
- ☐ I certify that as a municipal agency, I am a principal executive officer or ranking elected official.
- ☐ I certify that as a state agency or other non-federal public agency, I am a principal executive officer or ranking elected official.
- ☐ I certify that for a federal agency, I am the chief executive officer of the agency, or I am the senior executive officer having responsibility for the overall operations of a principal geographic unit of the agency.
- ☐ I certify that I am a general partner for a partnership.
- ☐ I certify that I am the proprietor for a sole proprietorship.
- ☐ I certify that for a corporation or association, I am the President, Vice President, Secretary, or Treasurer of the corporation or association and in charge of a principal business function, or I perform similar policy or decision making functions for the corporation or association:
- ☐ I certify that for a corporation, I am the Manager of one or more manufacturing, production, or operating facilities employing more than 250 persons or having gross annual sales or expenditures exceeding \$25 million (in second-quarter 1980 dollars), and authority to sign documents has been assigned or delegated to me in accordance with corporate procedures.
- ☐ I certify that for a trust, I am a trustee.

This application and/or discharge report is filed for proposed work impacting waters of the State and/or waters of the U.S. described in this application. I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations. I further certify that I possess the authority to undertake the work described herein. In addition, if impacts to waters deemed by the US Army Corps of Engineers to be outside federal jurisdiction are proposed, I certify that the provisions of Board Order R6T-2003-0004, including the development and implementation of a Storm Water Pollution Prevention Plan and Monitoring Program Plan will be complied with.

Signature of Applicant (or Agent)

Date

Print Name & Title of Applicant (or Agent)

Mail the completed application package to the appropriate office based on project location:

For projects north of Conway Summit:

Lahontan Regional Water Quality
Control Board
Water Quality Certification Program
2501 Lake Tahoe Blvd.
South Lake Tahoe, CA 96151

For projects south of Conway Summit:

Lahontan Regional Water Quality
Control Board
Water Quality Certification Program
14440 Civic Drive, Suite 200
Victorville, CA 92392

Is your application complete? Did you:

- ☐ Include the \$500 application fee?
- ☐ Complete all fields within this application, and refer to the instruction sheet for additional guidance on what information is required.